

AMENDED IN ASSEMBLY JULY 2, 1999

AMENDED IN SENATE MAY 28, 1999

AMENDED IN SENATE APRIL 15, 1999

SENATE BILL

No. 424

Introduced by Senator O'Connell

February 16, 1999

An act to add ~~Section~~ *Sections 44015.1 and 44049.5* to the Education Code, relating to ~~certificated~~ *school* employees.

LEGISLATIVE COUNSEL'S DIGEST

SB 424, as amended, O'Connell. ~~Certificated~~ *School* employees.

(1) *Under existing law, the governing board of a school district may employ an individual in an administrative position if that individual meets certain criteria including, among other things, that he or she holds a valid teaching credential.*

This bill would designate the first full week of March of each year as "Week of the Administrator" and would encourage schools, school districts, and county superintendents of schools to observe the week with public recognition of the contribution that school administrators make to successful pupil achievement.

(2) Under existing law, public school employers are required to negotiate the terms and conditions of employment with the exclusive representative of certificated or classified employees. Existing law excludes persons serving

in a management or confidential position from representation by an exclusive representative.

This bill would require each school district and superintendent of schools to develop policies, procedures, and regulations, consistent with current law, describing, among other things, certain practices regarding evaluation of certificated employees holding positions requiring an administrative or supervisory credential. These new requirements for school districts and county superintendents of schools would impose a state-mandated local program.

~~(2)–~~

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates which do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that this bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to those statutory procedures and, if the statewide cost does not exceed \$1,000,000, shall be made from the State Mandates Claims Fund.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. *Section 44015.1 is added to the*
 2 *Education Code, to read:*
 3 *44015.1. In observance of the importance of*
 4 *educational leadership at the school, school district, and*
 5 *county levels, the first full week in the month of March*
 6 *of each year shall be designated as “Week of the School*
 7 *Administrator.” Schools, school districts, and county*
 8 *superintendents of schools are encouraged to observe the*
 9 *week with public recognition of the contribution that*

1 *school administrators make to successful pupil*
2 *achievement.*

3 *SEC. 2.* Section 44049.5 is added to the Education
4 Code, to read:

5 44049.5. The governing board of each school district
6 and each county superintendent of schools shall develop
7 policies, procedures, and regulations, consistent with
8 current law, describing their practices in the following:

9 (a) An evaluation process for certificated employees
10 holding positions requiring an administrative or
11 supervisory credential that includes all of the following:

12 (1) The school districts' or county superintendent of
13 schools' timeline for evaluations.

14 (2) Desired frequency of evaluations.

15 (3) Instruments to be used in evaluations.

16 (4) Designation of individuals responsible for
17 completing and reviewing evaluations.

18 (5) Processes, if any, for assisting certificated school
19 administrators in their job performance.

20 (b) Processes and procedures for providing notice,
21 pursuant to Sections 44896 and 44951, to certificated
22 employees holding positions requiring an administrative
23 or supervisory credential and a description of any rights,
24 if any, that are provided.

25 ~~SEC. 2.—~~

26 *SEC. 3.* Notwithstanding Section 17610 of the
27 Government Code, if the Commission on State Mandates
28 determines that this act contains costs mandated by the
29 state, reimbursement to local agencies and school
30 districts for those costs shall be made pursuant to Part 7
31 (commencing with Section 17500) of Division 4 of Title
32 2 of the Government Code. If the statewide cost of the
33 claim for reimbursement does not exceed one million
34 dollars (\$1,000,000), reimbursement shall be made from
35 the State Mandates Claims Fund.